

Valley Center Community Planning Group

Minutes for the July 12, 2010 Regular Meeting

Chairman: Oliver Smith Vice Chairman: Ann Quinley Secretary: Deborah Hofler

7:00 pm at the Valley Center Community Hall; 28246 Lilac Road, Valley Center CA 92082

A=Absent Ab=Abstain A/I=Agenda Item BOS=Board of Supervisors DPLU=Department of Planning and Land Use IAW=In Accordance With N=Nay P=Present
SC=Subcommittee TBD=To Be Determined VCCPG=Valley Center Community Planning Group Y=Yea

Forwarded to Members: August 31, 2010

Approved: September 13, 2010

1. Call to Order and Roll Call by Seat #:

07:00

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15
ANDERSON	DAVIS	HOFLER	VICK	BRITTSCH	ROBERTSON	QUINLEY	MONTROSS	LEWIS	HERIGSTAD	SMITH	VACANT	RUDOLF	CHRISTIANSON	BACHMAN
P	P	P	P	P	A	P	P	P	P	P		A	P	P

Notes:

Quorum Established: 12

Yes (X)

2. Pledge of Allegiance

3. Approval of Minutes:

Motion: The PG approves the November 9, 2009, May 10, 2010, June 28, 2010 minutes as disseminated. **Oliver to send Nov. 9, 2009**

Maker/Second: Smith/Quinley

Carries (Y-N-A): 12 - 0 - 0

Notes:

4. Open Forum:

- a) Larry Glavinic – We had a traffic accident death on Lilac Road. The equity mechanism was discussed at the Planning Commission on July 9, 2010. The PC asked that it be sent back to be further worked on.

5. Announcements & Items of Public Interest:

- a) DPLU investigation of liability reduction for Planning Group members, Directive from Board of Supervisors based on California Fair Political Practices Commission determination that planning and sponsor group members qualify as county officials. (Smith) B.O.S. voted to adopt the conflict of interest codes for all PG on March 23, 2010. DPLU then had a meeting with all PG Chairs: We are not considered County Official because we can only recommend. There was a definite undercurrent of frustration.

DPLU Alternative Community Representation Meeting Notes

Issue

- 1) The California Fair Political Practices Commission (FPPC) has notified San Diego County that it considers member of community planning groups (CPGs) and community sponsor groups (CSGs) to be county officials that are required to comply with FPPC's published Section 18730 Conflict of Interest (COI) codes.
- 2) San Diego Board of Supervisors (BOS) voted to adopt COI codes for CPG/CSG members in March 2010 (attached) along with a staff directive to investigate alternatives for community representation.
- 3) DPLU held a meeting on June 26, 2010 with CPG/CSG Chairs in support of the directive from BOS.(meeting announcement attached)

History

- 1) The county formed CPGs and CSGs with Ordinance I1 followed by Ordinance I1A, specifically listing members of those groups to not be county officials. The ordinances did require members to file annual FPPC Form 700 financial interest statements.
- 2) In 1992 and 1997, FPPC notified the county of their interpretation that CPG/CSG members were county officials and were required to comply with the COI codes. The general consensus of the meeting group was that the county chose to not enforce those provisions.
- 3) The new notification from FPPC was that the FPPC considered CPG/CSG members as county officials based on the results of their 4 point test:
 - a. The groups were created by the county government (I1 and I1A)
 - b. The groups perform tasks that historically have been done by the county and, as such, have been given "special privileges".
 - c. The groups are funded by the county.
 - d. Group members are publicly elected.
- 4) The stated legal concern of the county is that new lawsuits will come from FPPC investigations and prosecutions on complaints received by them instead of developers having to hire lawyers and file the lawsuits themselves. This is

6.d.	Vote on submittal of expenses totaling \$47.58 to the county for reimbursement. The expenses were incurred by Subcommittee member Sandy Smith on behalf of the VCCPG GP Update subcommittee Chair Rich Rudolf in support of a requested presentation by the subcommittee at a Realtor's breakfast on June 2, 2010.														
	Discussion & Comments:														
Motion: To request reimbursement of \$47.58 to the county for Sandy Smith, as a representative of the GPU SC.															
ANDERSON	DAVIS	HOFER	VICK	BRITTSCH	ROBERTSON	QUINLEY	MONTROSS	LEWIS	HERIGSTAD	SMITH	VACANT	RUDOLF	CHRISTIANSON	BACHMAN	
Y	Y	Y	Y	Y	A	Y	Y	Y	Y	Y		A	Y	Y	
Maker/Second: Smith/Montross								Carries (Y-N-A): 12 – 0 – 0							
Notes:															
7.	Announcements & Items of Interest to the VCCPG: none														
8.	Subcommittee Reports & Business:														
a)	Mobility – Christine Lewis, Chair.														
b)	GP Update – Richard Rudolf, Chair.														
c)	Nominations – Hans Britsch, Chair.														
d)	Northern Village – Keith Robertson, Chair.														
e)	Parks & Rec. – David Montross, Chair.														
f)	Rancho Lilac – Ann Quinley, Chair. - inactive														
g)	Southern Village – Jon Vick, Chair.														
h)	Spanish Valley – Oliver Smith, Chair. - inactive														
i)	Tribal Liaison – Paul Herigstad, Chair.														
j)	Website – Robert Davis, Chair. –														
k)	Pauma Ranch – Ann Quinley and Keith Robertson, Chairs. - inactive														
l)	Castle Creek – Oliver Smith, Chair. - inactive														
m)	Equine Rezoning – Paul Herigstad, Chair.														
9.	Correspondence Received:														
a.	County Parks and Rec to VCCPG Chair, Soliciting input from planning group in developing a 5 year project priority for Park Land Dedication Ordinance funds, 01Dul10 (Montross)														
b.	DPLU to VCCPG, AD09-048 Weekly 2 nd Dwelling Unit Plot Plans,31075 Valley Center Rd, Valley Center, Owners Ralph & Diane Weekly, DPU Project Manager Dixie Switzer, postmarked 02Jul10 (Christianson)														
c.	DPLU to distribution, Ordinances Amending the Zoning Ordinance and San Diego County Code Relating to Medical Marijuana, POD09-007, for BOS agenda on 23Jun10 and 30Jun10														
d.	DPLU to distribution, San Diego County Planning Commission, Final Agenda for Friday June 25, 2010 , includes a copy of Amendments to the San Diego County General Plan Land Use Element to Exempt the Tiered Winery Zoning Ordinance Amendment From the (18) Multiple Rural Use and (24) Impact Sensitive Land Use Designations; GPA10-003, POD08-012(Smith)														
e.	DPLU to VCCPG, TM5315 RPL6, Beauvais Tentative Map, APN 185-230-91, Valley center South of Old Castle Rd near Red Mountain Drive, 8 lot + street subdivision on 23.2 ac, Preliminary Grading Plans, Developer Jerry Gaughan, Stone Summit LLC, DPLU Project Manager Kristina Jeffers (Bachman)														
f.	DPLU Director to Planning and Sponsor Group Chairs, Alternatives for Community Representation, followup letter to original invitation for chairs to attend workshop June 26, 2010, letter dated 23Jun10, followup information on FPCC decision.														
g.	San Diego Zoning Administrator to distribution, Notice of Public Meeting July 6, 2010 for AT&T Paradise Reservoir Wireless Telecommunication Facility, 3401/03-011002(ZAP), project location 27225 Kiavo Drive, Valley Center, Minor Use Permit Modification for an existing wireless telecommunication facility.(Robertson)														
h.	County LUEG Deputy Chief Administrative Officer Chandra Waller to Bureau of Indian Affairs, Response to Proposed Trust Acquisition of 9.86 Acre Fee parcel – APN 189-051-02 for San Pasqual Band of Diegueno Mission Indians, dated June 24, 2010 (Smith)														
i.	DPLU to distribution, Wind Turbine System Revisions, POD 10-007 dated June 16, 2010, BOS directive to remove reference to Ca Assy Bill 1207 repealed in 2006, comments requested by July 16, 2010, Planning Commission hearing tentatively scheduled for July 23, 2010.(Smith)														
j.	Valle de Oro CPG Chair Jack Phillips to Supervisor Diane Jacobs, Letter on Conflict of Interest Codes for Planning and Sponsor Groups dated June 15, 2010 (Smith)														
k.	Sally Cobb to VCCPG chair, June 30, 2010 response to June 3, 2010 letter by Devon Camilleri regarding comments made to the VCCPG Equine Subcommittee on June 2, 2010 (Herigstad)														
l.	DPLU to distribution, Public Review of Proposed Revisions to Biological Resources Guidelines for Determining Significance and Technical Report Format and Content Requirements dated July 1, 2010, comments to be received until July 30, 2010 (Rudolf)														
m.	DPLU to distribution, Agenda for regular meeting of Zoning Administrator July 6, 2010, AT&T Paradise Reservoir Wireless Telecommunication Facility, 3401/03-011002(ZAP), project location 27225 Kiavo Drive, Valley Center, Minor Use Permit Modification for an existing wireless telecommunication facility.(Robertson)														
10.	Requests for Items on Upcoming Agendas:														
a)															
11.	Motion to Adjourn:														
	Maker/Second: Smith/Montross								Vote: 12 – 0 - 0						
	8:30 pm														

